

#6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Jun HIRANO, et al.

Application No.: 10/534,274

Filed: May 9, 2005

For: RADIO COMMUNICATION SYSTEM AND RADIO
COMMUNICATION METHOD

COVER LETTER

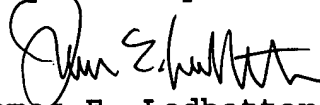
Assistant Commissioner of Patents
Washington, DC 20231

Sir:

Pursuant to MPEP 602, this cover letter accompanies the attached Declaration for Patent Application in the above-captioned application. The attached Declaration identifies the title which was on the specification as filed. This cover letter accurately identifies the application for which the attached Declaration was intended as application number 10/534,274. A Submission in response to the Notification of Missing Requirements dated September 30, 2005 is attached.

Early and favorable consideration of this application is respectfully requested.

Respectfully submitted,



James E. Ledbetter
Registration No. 28,732

Date: October 26, 2005

JEL/ejw

ATTORNEY DOCKET NO. L8638.05103
STEVENS, DAVIS, MILLER & MOSHER, L.L.P.
1615 L Street, NW, Suite 850
P.O. Box 34387
Washington, DC 20043-4387
Telephone: (202) 785-0100
Facsimile: (202) 408-5200

NOV 18 2005
26 OCT 2005

TRANSMITTAL LETTER TO THE UNITED STATES

DESIGNATED/ELECTED OFFICE (DO/EO/US)

CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/534,274

INTERNATIONAL APPLICATION NO.

PCT/JP03/14330

INTERNATIONAL FILING DATE

November 11, 2003

PRIORITY DATE CLAIMED

November 11, 2002

TITLE OF INVENTION

RADIO COMMUNICATION SYSTEM AND RADIO COMMUNICATION METHOD

APPLICANT(S) FOR DO/EO/US

Jun HIRANO

Daichi IMAMURA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A copy of the International Search Report (PCT/ISA/210).

Items 13 to 23 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☐ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A power of attorney and/or change of address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
20. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
22. ☐ Express Mail Label No.
23. ☒ Other items or information:

Claim for Priority with PCT/IB/304

PCT/IB/308

Assignment with PTO-1595

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO (if known, see 37 CFR 1.5) 10/534,274		INTERNATIONAL APPLICATION NO. PCT/JP03/14330		ATTORNEY'S DOCKET NUMBER L8638.05103	
The following fees are submitted:				CALCULATIONS	PTO USE
24. <input type="checkbox"/> Basic national fee		\$300		\$0.00	
25. <input type="checkbox"/> Examination fee If international preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).		\$100		\$200.00	
All other situations.		\$200			
26. <input type="checkbox"/> Search fee					
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority		\$100			
International Search Report prepared and provided to the Office		\$400			
All other situations.		\$500		\$500.00	
TOTAL OF 24, 25 and 26 =				\$1,000.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole)	RATE		
0 - 100 =	0 /50 =	0	x \$250.00	\$0.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).					
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	0 - 20 =	0	x \$50.00	\$0.00	
Independent claims	0 - 3 =	0	x \$200.00	\$0.00	
MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00				\$0.00	
TOTAL OF ABOVE CALCULATIONS =				\$0.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$0.00	
SUBTOTAL =				\$0.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$0.00	
TOTAL NATIONAL FEE =				\$0.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +				\$0.00	
TOTAL FEES ENCLOSED =				\$130.00	
				Amount to be	\$
				Amount to be	\$
<p>a. <input checked="" type="checkbox"/> A check in the amount of \$ 130.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-4375. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>					
<p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p> <p>James E. Ledbetter STEVENS, DAVIS, MILLER & MOSHER, LLP 1615 L. Street, NW, Suite 850 Washington, DC 20036</p>					
				SIGNATURE	
				James E. Ledbetter	
				NAME	
				28,732	
				REGISTRATION NUMBER	



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.

10/534,274

FIRST NAMED APPLICANT

Jun Hirano

ATTY. DOCKET NO.

L8638.05103

INTERNATIONAL APPLICATION NO.

PCT/JP03/14330

I.A. FILING DATE

11/11/2003

PRIORITY DATE

11/11/2002

52989

STEVENS, DAVIS, MILLER & MOSHER, LLP
1615 L. STREET N.W.
SUITE 850
WASHINGTON, DC 20036

RESPONSE DUE 11-30-05
DOCKETED DATE 10-3-05
BY cup

CONFIRMATION NO. 9812

371 FORMALITIES LETTER



OC000000017147505

Date Mailed: 09/30/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/09/2005
- English Translation of the IA filed on 05/09/2005
- Copy of the International Search Report filed on 05/09/2005
- Preliminary Amendments filed on 05/09/2005
- Information Disclosure Statements filed on 05/09/2005
- Request for Immediate Examination filed on 05/09/2005
- U.S. Basic National Fees filed on 05/09/2005
- Priority Documents filed on 05/09/2005
- Specification filed on 05/09/2005
- Claims filed on 05/09/2005
- Abstracts filed on 05/09/2005
- Drawings filed on 05/09/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/534,274	PCT/JP03/14330	L8638.05103

Rec'd PCT/PTO 26 OCT 2005

#6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Jun HIRANO, et al.

Application No.: 10/534,274

Filed: May 9, 2005

For: RADIO COMMUNICATION SYSTEM AND RADIO
COMMUNICATION METHOD

CLAIM FOR PRIORITY

Assistant Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

The benefit of the filing date of the following prior foreign application filed in the following foreign country is hereby requested for the above-identified application and the priority provided in 35 USC 119 is hereby claimed:

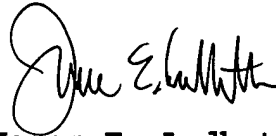
Japanese Appln. No. 2002-327118, filed November 11, 2002.

The International Bureau received the priority document within the time limit, as evidenced by the attached copy of the PCT/IB/304.

It is requested that the file of this application be marked to indicate that the requirements of 35 USC 119 have been fulfilled

and that the Patent and Trademark Office kindly acknowledge receipt of this document.

Respectfully submitted,



James E. Ledbetter
Registration No. 28,732

Date: October 26, 2005

JEL/ejw

Attorney Docket No. L8638.05103
STEVENS DAVIS, MILLER & MOSHER, L.L.P.
1615 L STREET, NW, Suite 850
P.O. Box 34387
WASHINGTON, DC 20043-4387
Telephone: (202) 785-0100
Facsimile: (202) 408-5200